chair.

FORTY-FIRST DAY.

Senate Chamber, Austin, Tex., Friday, March 15, 1901. Senate met pursuant to adjournment. Lieutenant-Governor Browning in the

Roll called. Quorum present, the following Senators answering to their names:

Present-24.

Davidson of Miller.

DeWitt. Neal.

Davidson of Odell.

Galveston. Paulus.

Goss. Potter. Grinnan. Sebastian.

Hanger. Staples. Swann. James. Turner. Wayland.

Lipscomb. Wheeler. Lloyd. Wilson. McGee. Yett.

Absent—6.

Beaty. Patterson.
Dibrell. Savage.
Harris of Bexar. Stafford.

Absent—Excused.

Turney.

Prayer by the Chaplain, Rev. I. S. Davenport.

Pending the reading of the Journal of

vesterday,

On motion of Senator McGee, the same was dispensed with.

FIRST EXECUTIVE MESSAGE.

The following first executive message was delivered, and the Chair immediately laid same before the Senate:

EXECUTIVE OFFICE, STATE OF TEXAS. Austin, March 15, 1901.

To the Senate and House of Representatives:

It becomes my painful duty to inform you of the death of the Attorney General, the Honorable Thomas S. Smith, who died in this city at 12:15 this morning. His remains will be taken from the residence of T. S. Johnson, Esq., to the Union Depot at 2 o'clock today.

In the death of Mr. Smith the State has sustained a great loss. He was an honest man, a true friend and a courte-ous gentleman, and in the discharge of the duties of his high and important office, he was excelled by none of his predecessors.

Joseph D. Sayers, Governor. Senator Odell moved that the Senate stand at ease until it learned of the action of the House in regard to the executive message announcing the death of Attorney General Thomas S. Smith.

FIRST HOUSE MESSAGE.

The motion was unanimously adopted, and accordingly, the Senate, at 10:30 a.m., stood at ease until 10:45 a.m., when the following first House message was delivered to the Senate:

Hall of the House of Representatives. Austin, Texas, March 15, 1901.

Hon. J. N. Browning, President of the Senate.

SIR: I am directed by the House to inform the Senate that the House has passed the following resolution:

House Concurrent Resolution No. 23, In respect to the memory of the late Hon. Thos. S. Smith.

Respectfully,
LEE J. ROUNTREE,
Chief Clerk House of Representatives.

HOUSE CONCURRENT RESOLUTION NO. 23—ON ADOPTION.

The Chair then laid before the Senate House Concurrent Resolution No. 23, being a resolution of respect to the memory of the late Hon. Thomas S. Smith, Attorney General of Texas (see last page of Journal).

HOUSE CONCURRENT RESOLUTION NO. 23—ADOPTED.

The resolution was read, and Senator Odell in moving its adoption, said:

"Mr. President:

"In moving the adoption of the concurrent resolution just read in this Senate, I am deeply touched by the sad occasion that prompts its introduction. It is always to be regretted when a public official, in high or low station, by the intervention of death is called from the discharge of those earthly duties which a loyal and confiding people had called upon him to fill. This regret rises into a universal sorrow as well as a public calamity on this day when the inexpressibly sad information is conveyed to us of the death of the Hon. T. S. Smith, Attorney General of this State. In the prime of a vigorous manhood the Angel of Death has intervened and removed him from a loyal and faithful discharge of the duties of the high office he was filling with such distinction. A great lawyer, yet in his prime, with promise of

ripening into a still greater statesman, the loss sustained by his immediate friends and neighbors becomes a loss to be shared by the people of this entire State. Of his fame as a lawyer, statesman and honest, upright public servant; of his services to this State as Attorney General, I am not here to speak. My constituents know him best as a prince among men-true, honest, brave, generous and kind hearted. His removal from their midst envelops the entire citizenship in sorrow, and, knowing him longest and best, they will only be comforted in the abiding hope that God's finger has touched him and beckoned his soul to a greater reward than his fellow countrymen had conceived for him among men.

"Mr. President, I move the adoption of the resolution."

The motion prevailed unanimously.

COMMITTEE ON PART OF SENATE.

The Chair announced the appointment of Senators Odell, Wilson and Miller to act upon the part of the Senate in attending the funeral.

SECOND HOUSE MESSAGE.

The following second House message was delivered to the Senate:

Hall of the House of Representatives, Austin, Texas, March 15, 1901.

Hon. J. N. Browning, President of the Senate.

SIR: I am directed by the House to inform the Senate that the House has appointed the following committee on the part of the House to attend the funeral services of the late Hon. Thos. S. Smith:

Messrs. Boyd, Griggs, Ellis, Hendrick, Goodlett, Pierson and Satterwhite.

Respectfully,
LEE J. ROUNTREE,
Chief Clerk House of Representatives.

ADJOURNMENT.

Senator Miller moved that the Senate, as a further mark of respect to the memory of the deceased, Hon. Thomas S. Smith, stand adjourned until 10 o'clock a.m. Tuesday, March 19, 1901.

The motion prevailed, and the Senate, accordingly, adjourned at 11 o'clock a.m.

